

248049

1 RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:

2 CITY CLERK  
3 City of Riverside  
4 City Hall, 3900 Main Street  
Riverside, CA 92522

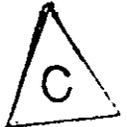
RECEIVED FOR RECORD  
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JUL - 3 1996

5 FREE RECORDING  
6 Exempt Pursuant to  
Government Code §6103

Recorded in Official Records  
of Riverside County, California  
Recorder

Fees \$



7 Case No. VC-003-956

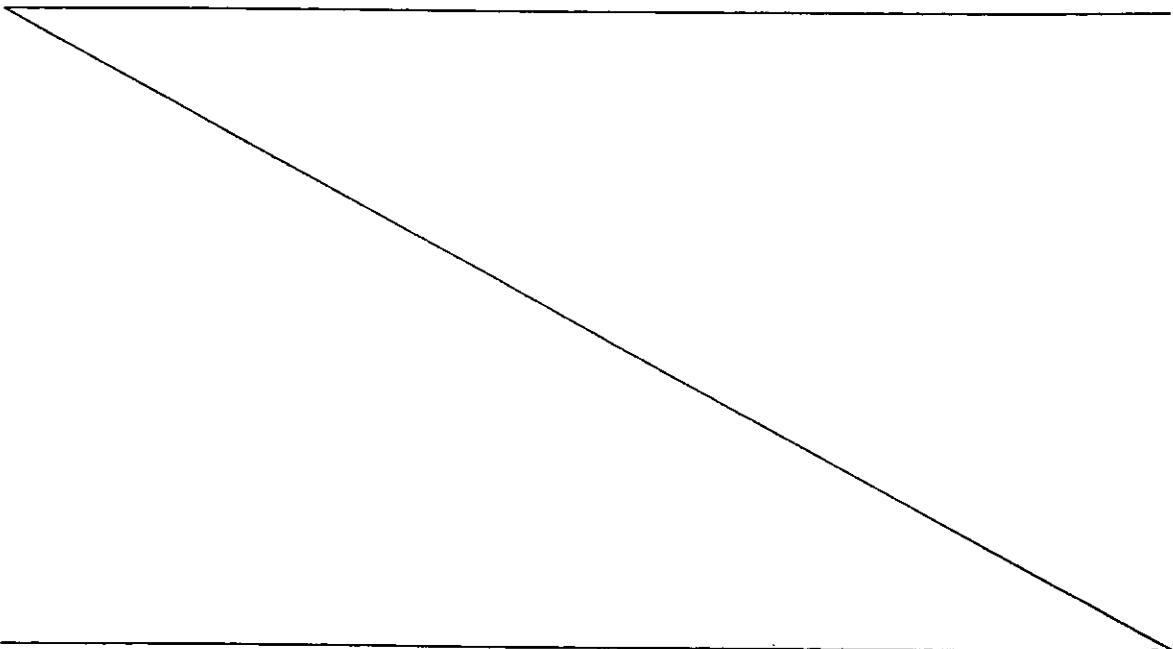
8 FOR RECORDER'S OFFICE USE ONLY

D-24804

Handwritten initials or mark.

11 RESOLUTION NO. 18844

12 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
13 RIVERSIDE, CALIFORNIA, PROVIDING FOR THE SUMMARY  
14 VACATION OF THE OFFER OF DEDICATION FOR THAT PORTION  
15 OF COLE AVENUE LOCATED BETWEEN VAN BUREN BOULEVARD AND  
16 ORANGE TERRACE PARKWAY AND THAT PORTION OF GENTIAN  
17 AVENUE GENERALLY LOCATED ON THE SOUTH SIDE OF ORANGE  
18 TERRACE PARKWAY BETWEEN TRAUTWEIN ROAD AND SILK OAK  
19 DRIVE.  
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## RESOLUTION NO. 18844

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3 OF RIVERSIDE, CALIFORNIA, PROVIDING FOR THE  
4 SUMMARY VACATION OF THE OFFER OF DEDICATION  
5 FOR THAT PORTION OF COLE AVENUE LOCATED  
6 BETWEEN VAN BUREN BOULEVARD AND ORANGE  
7 TERRACE PARKWAY AND THAT PORTION OF GENTIAN  
8 AVENUE GENERALLY LOCATED ON THE SOUTH SIDE OF  
9 ORANGE TERRACE PARKWAY BETWEEN TRAUTWEIN ROAD  
10 AND SILK OAK DRIVE.

11 WHEREAS Cole Avenue is an unimproved "paper" street  
12 that extends for approximately 2,100 feet in a north/south  
13 direction between Van Buren Boulevard and Orange Terrace  
14 Parkway; and

15 WHEREAS Gentian Avenue is also an unimproved "paper"  
16 street located on the south side of Orange Terrace Parkway  
17 which extends approximately 800 feet in an east/west  
18 direction between Trautwein Road and Silk Oak Drive; and

19 WHEREAS both Cole and Gentian Avenues as above-  
20 described were shown on the original Map for the Alessandro  
21 Tract dated August 1887; and

22 WHEREAS neither Cole nor Gentian Avenues as above-  
23 described have been accepted for public street purposes; and

24 WHEREAS both Cole and Gentian Avenues as above-  
25 described are located within the Orangecrest Specific Plan  
26 and are not shown as future streets on either the City of  
27 Riverside General Plan nor the Orangecrest Specific Plan; and

WHEREAS the vacation of those portions of Cole and  
Gentian Avenues as hereinabove-described is a condition of  
approval under Parcel Map Waiver Case PW-004-956 which  
proposes to consolidate and reconfigure the adjacent parcels

1 into four parcels ranging in size from approximately 15 acres  
2 to 36 acres; and

3 WHEREAS the vacation of the hereinabove described  
4 portion of Gentian Avenue is a matter of eliminating that  
5 portion of Gentian Avenue which was not required when Orange  
6 Terrace Parkway was created; and

7 WHEREAS notices regarding the proposed vacation have  
8 been sent to all affected parties and agencies and no  
9 negative responses have been received; and

10 WHEREAS Section 7050 of the Government Code of the  
11 State of California provides that an offer of dedication may  
12 be terminated and the right to accept such offer abandoned in  
13 the same manner as is prescribed for the summary vacation of  
14 streets or highways by Part 3 (commencing with Section 8300)  
15 of Division 9 of the Streets and Highways Code; and

16 WHEREAS Sections 8330 et seq. of the Streets and  
17 Highways Code of the State of California provide for the  
18 summary vacation of streets and public service easements  
19 under certain conditions; and

20 WHEREAS Section 8330 of the Streets and Highways Code  
21 provides that the legislative body of a local agency may  
22 summarily vacate a street or highway that has been superseded  
23 by relocation provided that such vacation may not cut off all  
24 access to a person's property which, prior to relocation,  
25 adjoined the street or highway, or terminates a public  
26 service easement, unless the easement satisfies the  
27 requirements of Section 8333; and

1           WHEREAS Section 8331 of the Streets and Highways Code  
2 provides that the legislative body of a local agency may  
3 summarily vacate a street or highway if for a period of five  
4 consecutive years, the street or highway has been impassable  
5 for vehicular travel and no public money was expended for  
6 maintenance on the street or highway during such period; and

7           WHEREAS Section 8334 of the Streets and Highways Code  
8 provides in subsection (a) thereof that the legislative body  
9 of a local agency may summarily vacate the excess right-of-  
10 way of a street or highway not required for street or highway  
11 purposes; and

12           WHEREAS the City Council wishes to proceed under the  
13 provisions of Sections 8330 et seq. of the Streets and  
14 Highways Code to summarily vacate and terminate the offer of  
15 dedication of the hereinafter described portion of Cole  
16 Avenue and the hereinafter described portion of Gentian  
17 Avenue;

18           NOW, THEREFORE, BE IT RESOLVED by the City Council of  
19 the City of Riverside, California, as follows:

20           Section 1: The vacation of the offer of dedication  
21 as shown on the Map of the Alessandro Tract dated August 1887  
22 of the hereinafter described portions of Cole Avenue and  
23 Gentian Avenue is undertaken pursuant to the provisions of  
24 Chapter 4 (commencing with Section 8330) of Part 3 of  
25 Division 9 of the Streets and Highways Code of the State of  
26 California.

27           Section 2: The City Council finds and determines

1 that the portion of Cole Avenue extending in a north/south  
2 direction between Van Buren Boulevard and Orange Tree Parkway  
3 and the portion of Gention Avenue located on the south side  
4 of Orange Terrace Parkway between Trautwein Road and Silk Oak  
5 Drive as shown on, and offered by, the Map of the Alessandro  
6 Tract dated August 1887 are no longer necessary for present  
7 or prospective public use for public street purposes as (a)  
8 said portions of Cole Avenue and Gention Avenue have been  
9 superseded by relocation and the vacation of said portions of  
10 the Cole Avenue and Gention Avenue will not cut off all  
11 access to any person's property which, prior to relocation,  
12 adjoined said street, or terminate any public service  
13 easement; (b) that the hereinafter described portions of Cole  
14 Avenue and Gention Avenue are "paper streets" and have been  
15 impassable for vehicular travel for a period of five  
16 consecutive years, and that no public money was expended for  
17 maintenance on the streets during such period; and that the  
18 hereinafter described portion of Gention Avenue located on  
19 the southerly side of Orange Terrace Parkway is excess right-  
20 of-way not required for street or highway purposes.

21 Section 3: That the proposed project is exempt from  
22 the provisions of the California Environmental Quality Act  
23 pursuant to Section 15061(b)(3) of the Guidelines for  
24 Implementation of the California Environmental Quality Act  
25 (Title 15, California Code of Regulations, commencing with  
26 section 15000) as it can be seen with certainty that there is  
27 no possibility that the activity will have a significant

1 effect on the environment.

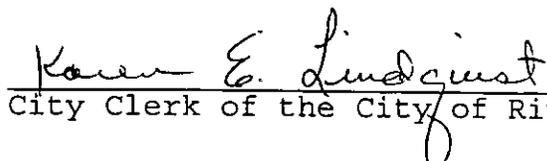
2           Section 4: The City Council hereby orders the  
3 summary vacation of the offer of dedication as shown on the  
4 Map of the Alessandro Tract dated August 1887 of that portion  
5 of Cole Avenue located between Van Buren Boulevard and Orange  
6 Terrace Parkway and that portion of Gentian Avenue located  
7 between Trautwein Road and Silk Oak Drive as described in  
8 Exhibit A, attached hereto and incorporated herein by this  
9 reference, and shown on the plat marked as Exhibit B,  
10 attached hereto and incorporated herein by this reference,  
11 and the right of the City of Riverside to accept said offer  
12 of dedication of the above-described portions of Cole Avenue  
13 and Gentian Avenue is hereby terminated and abandoned.

14           Section 5: The City Clerk of the City of Riverside  
15 shall cause a certified copy of this resolution to be  
16 recorded in the Office of the County Recorder of Riverside  
17 County, California, and the aforementioned offer of  
18 dedication of those portions of Cole Avenue and Gentian  
19 Avenue shall be and is hereby terminated and abandoned as of  
20 the date of said recordation.

21           ADOPTED by the City Council and signed by the Mayor  
22 and attested by the City Clerk this 23rd day of January, 1996.

23  
24   
25 Paula Laveridge  
Mayor of the City of Riverside

26 Attest:

27   
Karen E. Lindquist  
City Clerk of the City of Riverside

1 I, Karen E. Lindquist, City Clerk of the City of  
2 Riverside, California, hereby certify that the foregoing  
3 resolution was duly and regularly introduced and adopted at a  
4 meeting of the City Council of said City at its meeting held  
5 on the 23rd day of January, 1996, by the following  
6 vote, to wit:

7 Ayes: Councilmembers Beaty, Moore, Defenbaugh, Kane, Clifford,  
8 Thompson and Pearson.

9 Noes: None.

10 Absent: None.

11 IN WITNESS WHEREOF I have hereunto set my hand and  
12 affixed the official seal of the City of Riverside,  
13 California, this 23rd day of January, 1996.

14 Karen E. Lindquist  
15 City Clerk of the City of Riverside

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**J. F. Davidson Associates, Inc.**  
ENGINEERING PLANNING SURVEYING LANDSCAPE ARCHITECTURE

*Building on a tradition of excellence since 1928*

October 30, 1995

W.O. #9513311

**EXHIBIT A**

**Street Vacation  
Cole Avenue & Gentian Avenue  
TMM Realty Services**

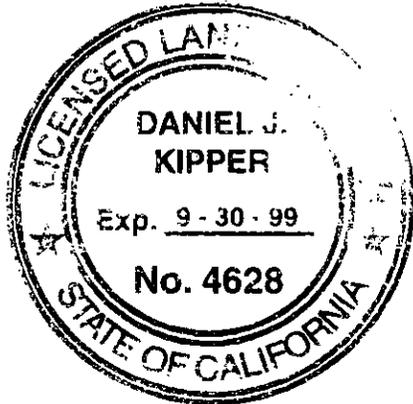
Cole Avenue

That certain unnamed street known as Cole Avenue lying between Blocks 35 and 36 of the Alessandro Tract, as shown by map on file in Book 6 of Maps at Page 13 thereof, Records of San Bernardino County, California, lying Southerly of the Southerly line of Orange Terrace Parkway, as conveyed to the City of Riverside by Deed recorded May 1, 1989 as Instrument No. 139125, Official Records of Riverside County, California, and Northerly of the Northerly line of Van Buren Boulevard as conveyed to the County of Riverside by Deed recorded May 29, 1970 as Instrument No. 50422, Official Records of Riverside County, California.

Gentian Avenue

That certain unnamed street known as Gentian Avenue lying between Blocks 25 and 35 and Blocks 26 and 36 of the Alessandro Tract, as shown by map on file in Book 6 of Maps at Page 13 thereof, Records of San Bernardino County, California, lying Southerly of the Southerly line of Orange Terrace Parkway and Easterly of the Easterly line of Trautwein Road, as conveyed to the City of Riverside by Deed recorded May 1, 1989 as Instrument No. 139125, Official Records of Riverside County, California, and Westerly of the Westerly line of Parcel 1 of Parcel Map 23339, as shown by map on file in Book 156 of Parcel Maps at Pages 88 and 89 thereof, Records of Riverside County, California.

REPRODUCTION APPROVAL  
L. J. O. A.  
by J.F.D.  
SURVEYOR, CITY OF RIVERSIDE



J. F. DAVIDSON ASSOCIATES, INC.  
Prepared under the supervision of:

Daniel J. Kipper PLS NO. 4628

Date: 10-30-95

MWC/yb

IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, CA.

# STREET VACATION

OF A PORTION OF COLE AVENUE AND GENTIAN AVENUE, BEING UNNAMED STREETS SHOWN ON THE ALESSANDRO TRACT PER M.B. 6/13 S.B. CO. - IN SEC. 20, T. 35., R. 4 W., S.B.M.

OCT. 1995

SCALE: 1"=400'

J.F. DAVIDSON ASSOCIATES, INC

BLK. 25

BLK. 26

